

**JAMES<sub>PLLC</sub>**  
**THE RENAISSANCE**  
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Walter D. James III  
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January 22, 2015

Freedom of Information Officer  
**United States Environmental Protection Agency, Region 4**  
SNAFC Bldg, 61 Forsyth Street, S.W., 9th Floor  
Atlanta, GA 30303-8960

**RE: Freedom of Information Act Request/United Metals, Inc. Superfund Site in  
Marianna, Jackson County, Florida**

Dear Sir or Madam:

Mervis Recycling, on behalf of itself and Mervis & Sons, a division Mervis Industries, Inc., and Mervis Industries, Inc. (collectively "Mervis") cannot adequately respond to the January 13, 2015, Request for Information under Section 104(e) of the Comprehensive Environmental Response, Compensation and Liability Act for the United Metals, Inc. Superfund Site in Marianna, Jackson County, Florida ("Site") without knowing how or why Mervis is alleged to be responsible for environmental contamination at the Site.

In accordance with the Freedom of Information Act, 5 U.S.C. 552 ("FOIA"), and the regulations promulgated under FOIA at 40 C.F.R. Part 2, this request is made for access to all non-exempt documents in the possession, custody or control of the United States Environmental Protection Agency ("USEPA") concerning the Site, including:

1. All documentation regarding Mervis with regard to the United Metals, Inc. Superfund Site (Site) in Marianna, Jackson County, Florida;
2. All shipping documents reflecting shipments of materials (of any kind) from Mervis to the Site;
3. All documents referencing and payments to Mervis for shipments of materials to the Site;
4. All "nexus" documents regarding Mervis with regard to the Site;

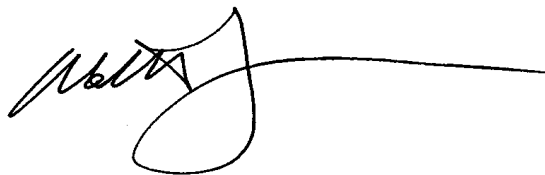
5. All documents regarding a waste-in list for the Site;
6. All documents regarding an allocation of liability with regard to the Site;
7. All documents that reflect an "allocation formula" or methodology used to compute how any assessment of costs were made (*i.e.* weight, volume, toxicity);
8. A list of the entities that received a Section 104(e) information request;
9. A list of all parties that have previously settled with the government regarding the Site; and
10. Information concerning the USEPA's incurred costs for the Site.

In the event that any document(s) is/are withheld, please provide a specific list of the document(s) withheld, the basis for withholding each document and the factual basis supporting each exception to the FOIA. I am willing to pay reasonable costs incurred for processing or copying the responsive documents; however, if the total cost for collecting and copying these documents is expected to exceed \$250.00, please contact me so that I may arrange for an opportunity to review the documents prior to copying.

Should you have any questions regarding this request, please feel free to contact me.

Thank you for your cooperation and immediate attention to this matter.

Sincerely,

A handwritten signature in black ink, appearing to read 'Walter D. James III', with a long horizontal line extending to the right.

Walter D. James III